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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND DIVISION

BNSF RAILWAY COMPANY, a Delaware  
corporation,

Plaintiff,

v.

ALBANY & EASTERN RAILROAD  
COMPANY, an Oregon corporation,

Defendant.


Case No. 3:08-CV-415-BR

**ORDER VACATING VERDICT AND  
JUDGMENT**

(#166, #167)  
Pursuant to the parties' settlement and stipulation, the May 19, 2011 verdict<sup>1</sup> and June 2,  
(#174)  
2011 Judgment are **VACATED**. Plaintiff's claims are **DISMISSED WITH PREJUDICE**.

This Court shall retain jurisdiction to enforce the Settlement Agreement and Release.

Dated: January 25, 2012

  
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Anna J. Brown  
United States District Court Judge